IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	
KWOK et al.	Atty. Ref.: 4398-284
Serial No. Continuation of U.S. Serial No. 10/230,169	Group: 3761
Filed: September 15, 2003	Examiner: Darwin P. Erezo
For: FOREHEAD SUPPORT FOR FACIAL	MASK
* * * * *	* * * * * *
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	September 15, 2003
Sir:	
INFORMATION DIS	SCLOSURE STATEMENT
The undersigned attorney brings to the	e attention of the Patent and Trademark Office
below-listed U.S. Application(s). The identifi	ication of the U.S. Patent Application(s) is not to be
construed as a waiver of secrecy as to that app	plication now or upon issuance of the present
application as a patent. The Examiner is response	ectfully requested to consider the cited
application(s) during examination.	
Examiner's Initials	
U.S. Appln. No. 10/320	0,701, filed December 17, 2002;
U.S. Appln. No. 09/935	5,778, filed August 24, 2001; and
U.S. Provisional Appln	. No. 60/227,472, filed August 24, 2000.
It is respectfully requested that the Ex-	aminer initial and return a copy of this Information
Disclosure Statement, and to indicate in the or	fficial file wrapper of this patent application that
each above-identified application has been co	nsidered.
	Respectfully submitted,
	NIXON & VANDERIN DE PC.
	By:
	Paul T. Bowen
PTB:jck	Reg. No. 38,009
1100 North Glebe Road, 8th Floor	

Arlington, VA 22201-4714 Telephone: (703) 816-4000 Facsimile: (703) 816-4100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

KWOK et al. Atty. Ref.: 4398-284

Serial No. Continuation of USSN 10/230,169 Group: 3761

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For: FOREHEAD SUPPORT FOR FACIAL MASK

* * * * * * * * * *

September 13, 2003

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Listed on accompanying Form PTO-1449 is information that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

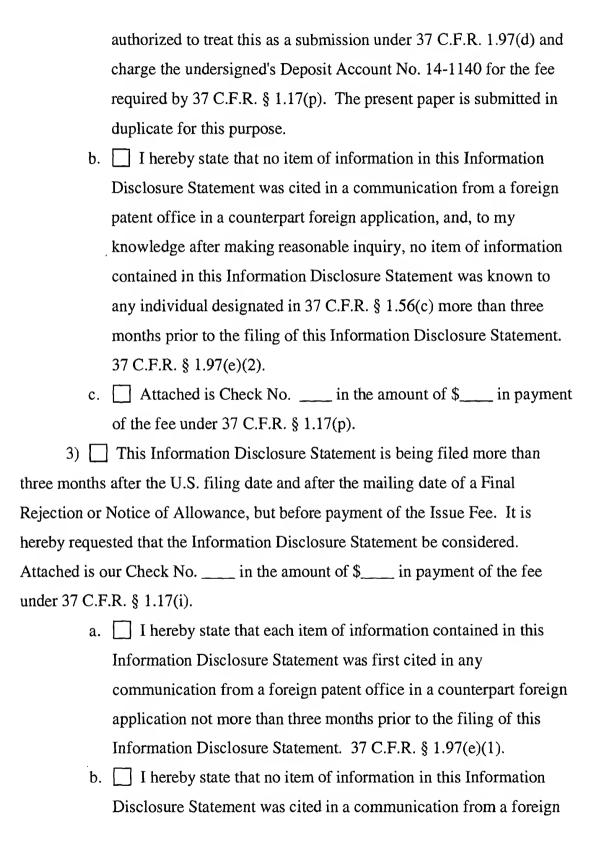
This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. At least one of the boxes below applies to the present application:

- 1) This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No statement under 37 C.F.R. § 1.97(e) or fee is required.
 - a) Contingent Request to Treat Under 37 C.F.R. § 1.97(c)

 In the event a first Office Action has been mailed prior to filing of the present Information Disclosure Statement and the Office Action was mailed more than three months since the filing of the application (for regular applications not including CPAs or RCEs),

the Office is requested to treat the present paper as a submission under 37 C.F.R. § 1.97(c) and charge the undersigned's Deposit Account No. 14-1140 for the fee required by 37 C.F.R. § 1.17(p). The present paper is submitted in duplicate for this purpose. b) | Contingent Request to Treat Under 37 C.F.R. § 1.97(e)(1) In the event a first Office Action has been mailed prior to the filing of the present Information Disclosure Statement, and the Office Action was mailed more than three months since the filing of the application (for regular applications not including CPAs or RCEs), the Office is requested to treat the present paper as a submission under 37 C.F.R. § 1.97(e)(1) in that the undersigned hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1). In the event a Notice of Allowance or a Final Rejection has been mailed

prior to filing this Information Disclosure Statement, the Office is



patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

- 37 C.F.R. § 1.97(e)(2).

 4) Relevance of the non-English language document(s) is discussed in the present specification.

 5) The document(s) was/were cited in a corresponding foreign application. An English language version of the foreign search report is attached for the Examiner's information. See MPEP § 609.

 6) A concise explanation of the relevance of the non-English language document(s) appears below:

 7) Copies of the documents were cited by or submitted to the Office in Application No. 10/230,169, filed August 29, 2002, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

 8) The publication date of at least one of the listed documents does not
- 8) The publication date of at least one of the listed documents does not provide a month of publication. However, the year of publication of each listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Each publication date is listed on the attached PTO-1449 based on information presently available to the undersigned. However, each listed publication date should not be construed as an admission that the information was actually published on the date indicated.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 14-1140 referencing docket number <u>4398-284</u>.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

Paul T. Bowen Reg. No. 38,009

PTB:jck

1100 North Glebe Road, 8th Floor

Arlington, VA 22201-4714

Telephone: (703) 816-4000 Facsimile: (703) 816-4100

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	3R	2,248,477	07/1941	LOMBARI						
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	19R	Des. 231,803	06/1974	HUDDY				 		
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	21R .	Des. 250,131	10/1978	LEWIS et	al.			 		
	22R	4,167,185	09/1979	LEWIS						
	23R	4,226,234	10/1980	GUNDER	SON					
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	29R	4,245,632	01/198	31	HOUS"	TON						<u> </u>	<u> </u>	
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L	39R	4,655,213	04/07/8	87	RAPOR	PORT	et al.			<u> </u>			<u> </u>	
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	42R	4,677,977	07/07/8	87	WILCO	X				 		<u> </u>	 	
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	53R	Mask 5 Photographs, Healt	hdyne	Tech	nologies	, Nas	al CPAP Ma	sk	(medium na	rrow), Par	t #702510	·	
	54R	Mask 6 Photographs, Healt	hdyne	Tech	nologies	, Soft	Series Nas	al C	PAP Mask,	Part	#702	020.		
	55R	Mask 7 Photographs, DeVi	Ibiss He	ealtho	care Inc.	, Sma	II Mask and	Se	al Rings, Pa	rt #7	3510-	-668.		
	56R	Mask 8 Photographs, Resp	ironics	Inc.,	Reusab	le Co	ntour Mask ((me	dium), Part	#302	180.			
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	71R	5,279,289	01/18/94	KIRK					l				
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	74R	5,357,951	10/25/94	RATNER									
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	101R	5,685,296	11/11/97	ZDROJKOWS	KI, et al.					
	102R	5,687,715	11/18/97	LANDIS, et al.						
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	104R	WO 80/01044	05/29/80	PCT						
	105R	DD 159396	06/04/81	GERMANY						
	106R	DE 3345067 A1	06/20/84	GERMANY						
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	116R	3,013,556	12/1961								
	117R	3,580,051	05/1971			- · · · · · · · · · · · · · · · · · · ·					
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	130R	DE 4004157 C1	04/11/91		IANY	<u> </u>	<u> </u>	<u> </u>	ļ		↓_
	131R	EP0427474 A2	05/15/91	EURC	PEAN		ļ	<u> </u>	ļ		╀-
	132R	AU 91/77110 B	11/21/91	AUST	RALIA	ļ	ļ	<u> </u>	ļ		↓_
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	134R	WO 92/20395	11/26/92			 	ļ	 	 		↓_
	135R	WO 93/01854	02/04/93			ļ	ļ	ļ	ļ		╄-
	136R	WO 94/02190	02/03/94			<u> </u>	ļ	ļ	ļ		-
	137R	AU 94/64816 B	12/22/94		RALIA	<u> </u>	ļ	ļ	ļ		↓_
	138R	WO 96/17643	06/13/96			ļ	ļ	ļ			₩
	139R	EP 0 747 078 A2		EURC	PE	<u> </u>	ļ		 		+-
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	141R	WO 97/07847	03/06/97			-	ļ	ļ	 		+
	142R	JP 09/216240 A	08/19/97	JAPÄI	<u> </u>		<u></u>	<u></u>	<u></u>		<u></u>
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	144R	1039144	09/1928	CANADI	AN							
	145R	1,395,391	05/1975	GREAT	BRITAIN							
	146R	GB 1 467 828	03/1977	GREAT	BRITAIN							丄
	147R	EP 0 054 154	10/1981	EUROP	EAN						<u> </u>	
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	149R	GB 2 164 569A	03/1986	GREAT	BRITAIN					<u> </u>	<u> </u>	<u> </u>
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	151R	WO 86/06969	12/1986	PCT		 				<u> </u>	<u> </u>	↓
	152R	WO 87/01950	04/1987	PCT						<u> </u>	ļ	ــــ
	153R	DE 3537507	04/23/87	GERMA	NY					<u> </u>	 	
	154R	DE 3539073 A1	05/14/87	GERMA	NY					ļ	ļ	↓_
	155R	EP 0 386 605 A1	02/28/90	EUROP	EAN					<u> </u>	<u> </u>	↓_
	156R	WO 91/03277	03/21/91	PCT						<u> </u>	<u> </u>	↓_
	157R	FR 2 658 725 A1	08/31/91	FRANCE	<u> </u>						ļ	ـــــ
	158R	WO 92/15353	09/17/92	PCT						<u> </u>	<u> </u>	<u> </u>
	159R	EP 0 602 424	11/25/93	EUROP	EAN						<u> </u>	_
	160R	GB 2 267 648 A	12/15/93	GREAT	BRITAIN					<u></u>	<u> </u>	╀
	161R	EP 0 608 684 A1	08/03/94	EUROP	EAN					<u> </u>	<u> </u>	↓_
	162R	WO 97/41911	11/13/97	PCT						<u> </u>	ļ <u>.</u>	╀-
	163R	WO 94/16759	08/04/94	PCT						<u> </u>		1_
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	170R	1,081,745	12	2/16/13		JOHNST	ON ET A	L							
	171R	1,192,186	0	7/25/16		GREEN	5								
	172R	1,653,572	1:	2/20/27		JACKSO	N								
	173R	2,376,671	0.9	5/24/45		FINK									
	174R 2,415,846			2/18/47		RANDAL	L								
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	177R	3,720,235	03	3/13/73		SCHRO	CK								
	178R	3,779,164	0:	3/26/74		ROLLIN								<u> </u>	
	179R	4,328,797	0:	5/11/82		ROLLIN	S, III ET A	L.						<u> </u>	
	180R	4,558,710	12	2/17/85		EICHLE	R							ļ	
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	182R	WO 94/20051		09/15/9	4	PCT		1			T				
	183R	EP 0 0697 225		07/13/9		EURO	PEAN				T				
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	185R	EP 178 925 A2		04/23/9	6	EURO	PEAN								
	186R	WO 96/25983		08/29/9	6	PCT								<u> </u>	
	187R	FR 2 749 176		12/05/9	7	FRAN	CE						<u> </u>	<u> </u>	_
	187R PR 2 745 176			01/29/9	8	GERM	ANY						<u> </u>	<u> </u>	
	189R	EP 0 821 978		02/04/9	8	EURO	PEAN						<u> </u>		<u> </u>
	190R	WO 98/04310		02/05/9	8	PCT									_
	191R	WO 98/11930		03/26/9	8	PCT								<u> </u>	<u> </u>
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	193R	4,616,647		10/14				CREADLE						
	194R	4,677,975		07/07				SAR ET A	<u>L.</u>	 			 	
	195R	Des. 293,613		01/05				IGLER		ļ			↓	
	196R	4,739,755		04/26				ITE ET A	<u>L.</u>	ļ			<u> </u>	
	197R	4,799,477		01/24			LEV			 			 	
	198R	4,819,629		04/11				ISON		ļ			 	
	199R 4,910,806				/90		BAK	ER ET A	<u>L.</u>	 			ļ	
	200R 4,938,210				/90		SHE	NE					<u> </u>	
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	202R 4,944,310				/90		SUL	LIVAN						
	203R	4,986,269		01/22	/91		HAK	KINEN					<u> </u>	
	204R	5,046,200		09/10	/91		FEC	ER						
	205R	5,063,922		11/12	/91		HAH	KINEN					1	
	206R	Des. 323,908		02/11	/92	-	HOL	LISTER	ET AL.					
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	207R	AU A 41018/97			AUSTRAL	IA			 					+-
	208R	WO 98/18514		07/98	 							+	 	+
	209R	WO 98/24499		11/98					 		<u> </u>	┼	 	+-
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	214R	DE 4343205 A1	06/	22/95	Germany				ļ			↓	ļ	↓_
	215R	AU 95/16178 B	07/	13/95	Australia		<u> </u>		L			1	ļ	_
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	218R	5,109,839			BLASDELL						 	
	219R	5,159,938			LAUGHLIN			 			 	
	220R .	5,178,138			WALSTRO				 		 	
	221R	5,231,983			MATSON E			 	+		}	
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	223R	5,280,784			KOHLER						 	
	224R	5,311,862			BLASDELL			 			 	
	225R	5,322,057			RAABE ET						├ -	
	226R	5,372,130			STERN ET			 			 	
	227R	5,388,571			ROBERTS			 			<u> </u>	
	228R	5,404,871			GOODMAI						 	
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	231R	5,538,000		07/23/96	RUDOLPH			1			<u> </u>	
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	245R	5,560,354	10/01/96	BERTHON	N-JONES I	ET AL.					
	246R	5,608,647	03/04/97	RUBSAM	EN ET AL.						
	247R	5,642,730	07/01/97	BARAN							
	248R	5,649,532	07/22/97	GRIFFITH	S						
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	252R	5,662,101	09/02/97	OGDEN E	T AL.		<u> </u>				
	253R	5,685,296	11/11/97	ZDROJKO	WSKI ET	AL.					
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	256R	5,558,090	09/1996	JAMES						L	
	257R										
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	258R	701 690	 	GERMANY							-
	259R	WO 82/03548		SULLIVAN					 	 	-
	260R	DE 298 10846 U1	+	GERMANY							<u> </u>
·	261R	WO 98/48878	11/05/98						-		
	262R	AU A 89312/98	استحصصا	AUSTRALIA							<u> </u>
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	263R										
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	266R	3,193,624	07/06/65	WEBB E	T AL.						
	267R	4,989,596	02/05/91	MACRIS	ET A	<u>L.</u>					
	268R	5,140,980	08/25/92	HAUGHE	YET	AL.	·				
	269R	5,546,936	08/20/96	VIRAG E	TAL	·		<u> </u>			
	270R	6,119,693	09/19/00	KWOK E	T AL			<u> </u>			
	271R	3,750,333	08/07/93	VANCE				ļ			
	272R	6,044,844	04/04/00	KWOK E	TAL	·			ļ	<u> </u>	
	273R	2,245,969	06/17/41	FRANCI	SCO	ET AL.		ļ	ļ		
	274R	5,481,763		BROSTE		ET AL.		<u> </u>		 	
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	277R	3,752,157	08/14/73	MALMIN					 		
	278R	5,429,126	04/04/95	BRACKE	N			 		-	
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